

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APR 15 2005

In re Patent Application of

Istvan Szelenyi et al.

Application No.: 10/089,449

Group Art Unit: 1617

Filing Date: June 28, 2002

Examiner: SHAOJIA A JIANG

Title: NOVEL COMBINATION OF LOTEPPREDNOL B2-ADRENOCEPTOR AGONISTS

Confirmation No.: 9422

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

All finally rejected claims in the decision of the Primary Examiner dated November 17, 2004 are hereby appealed to the Board of Patent Appeals and Interferences.

The appeal fee was previously paid on _____ . Therefore, no Appeal fee is now required.

Enclosed is the Appeal fee of: \$250.00 (2401) \$500.00 (1401)

Charge _____ to Deposit Account No. 02-4800 for the fee due.

A check in the amount of \$ 500.00 is enclosed for the fee due.

Charge _____ to credit card. Form PTO-2038 is attached.

A Petition for Extension of Time is enclosed.

Small entity status is hereby claimed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

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Date: April 15, 2005

By


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